

DECLARATION FOR PATENT APPLICATION

As a below named inventor(s), I/we hereby declare that:

My/our residence, post office address and citizenship are the same as stated below next to my name(s).

I/we believe I am/we are an original, first and sole inventor(s) (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) the subject matter which is claimed and for which a patent is sought on the invention entitled: **VARIABLE CHARACTERISTIC VENOUS ACCESS CATHETER**, the specification of which:

X is attached hereto.

_____ was filed on _____ as Application Serial No.

and was amended on _____ (if applicable)

I/we hereby state that I/we have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I/we acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, §1.56.

I/we hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application(s) for patent or inventor's certificate having a filing date before that of the application(s) on which priority is claimed:

Prior Foreign Application:

Priority Claimed:

Yes _____ No _____

(Number)

Country

(Day/Month/Year)

I/we hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below:

60/430,998
(Application Serial No.)

December 4, 2002
(Filing Date)

I/we hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this/these application(s) is/are not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I/we acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulation, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

(Application Serial No.)

(Filing Date)

(Status -patented, pending, abandoned)

I (we) hereby appoint the following attorney(s) and/or agent(s) to prosecute this application(s) and to transact all business in the Patent and Trademark Office connected therewith: Lloyd McAulay, Registration No. 20,423; Jules E. Goldberg, Registration No. 24,408; Gerald H. Kiel, Registration No. 25,116; Eugene LeDonne, Registration No. 35,930, Harry K. Ahn, Registration No. 40,243, Stephen M. Chin, Registration No. 39,938, Daniel P. Lent, Registration No. 44,867, William H. Dippert, Registration No. 26,723, Michael I. Wolfson, Registration No. 24,750, and Arthur Dresner, Registration No. 24,403, all of 599 Lexington Avenue, New York, N.Y. 10022, U.S.A.

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I (we) hereby declare that all statements made herein of my/our knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application(s) or any patent(s) issued thereon.

Full name of first inventor: William M. Appling

Inventor's signature: W.W. Appling Date: 12/9/03

Residence: Granville, New York 12832 Citizenship: U.S.A.

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